

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

SECURITIES AND EXCHANGE COMMISSION,)

Plaintiff,

V.

WILLIAM E. MAPP, III,
WARREN K. PAXTON, JR.,
CALEB J. WHITE, and
SERVERGY, INC.

Defendants.

Civil Action No.: 4:16-cv-00246

JURY TRIAL DEMANDED

NOTICE OF FILING OF FIRST AMENDED COMPLAINT

Pursuant to the Court’s October 7, 2016 Order, plaintiff Securities and Exchange Commission (the “Commission”) today filed its First Amended Complaint [Doc. 40]. The First Amended Complaint alleges additional facts and elaborates on previously pleaded facts concerning Defendant Warren K. Paxton, Jr.’s failure to disclose his compensation for soliciting investors on behalf of Defendant Servergy, Inc. While the Court ordered the Commission to place any new facts in bold typeface, the Amended Complaint not only alleges new facts but also reorganizes portions of its pleading against Paxton. Therefore, the Commission respectfully submits this Notice of Filing of First Amended Complaint which attaches, as Exhibit A, a copy of its amended pleading that reflects, in redline form, the differences between the Complaint and the First Amended Complaint and, as Exhibit B, plaintiff’s good faith effort to represent newly pleaded material in bold typeface.

Dated: October 21, 2016

Respectfully submitted,

/s/Matthew J. Gulde

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CERTIFICATE OF SERVICE

I certify that on October 21, 2016, I electronically filed the foregoing document, with the Clerk of the Court for the Eastern District of Texas, Sherman Division, using the CM/ECF system. The electronic case filing system will send a "Notice of Electronic Filing" to all counsel of record who has consented in writing to accept service of this document by electronic means.

/s/Matthew J. Gulde

Matthew J. Gulde